D.B. CIVIL SPECIAL APPEAL(W)NO.739/2006

Assistant Direction (Gen & Admn.), Office of Development Commissioner, Jaipur.
Vs.
Ramniwas Yadav & Another.

DATE OF ORDER :: 30-01-2008

HON'BLE THE CHIEF JUSTICE MR. NARAYAN ROY
HON'BLE MR. JUSTICE R.M. LODHA

Mr. Sanjay Pareek, for the appellant.
Mr. S.R. Yadav, for the respondent.

Heard learned counsel for the parties.

In sum and substance, learned counsel for the appellant is challenging the award passed by the learned labour Court directing reinstatement of the workman on the ground that he had worked for more than 240 days. The writ filed against order of the award was dismissed.

It appears that employer had not contested the matter before the labour Court nor any cause was shown before this Court as to his absence. Rather, it appears from the materials on record that the workman concerned had worked for about three years right from 1987 to 1990. That way, it is manifestly demonstrated that he had worked for more than 240 days continuously. No other document or material is being placed before us to take a contrary view in the matter.

Regard being had to the facts and circumstances of the case therefore, we find no merit in this matter.

The appeal accordingly is dismissed.

[R.M.LODHA],J. **[NARAYAN ROY],CJ.**

Praveen